

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
Hugh R. Sharkey, et al.

For: **INFLATABLE VENTRICULAR
 PARTITIONING DEVICE**

Serial No.: Not Assigned

Filed: March 3, 2004

Atty. Docket No.: R0395-00900

Examiner: Not Assigned

Group Art Unit: Not Assigned

APPLICATION TRANSMITTAL

22278 U.S. PTO
 10/791916



Mail Stop Patent Application
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Express Mail Label No.: **ER 494010861 US**

Mailed on: **March 3, 2004**

Dear Sir:

- Transmitted herewith for filing is the above-identified Patent Application, including:
 - X Papers required for a filing date under 37 CFR § 1.53(b);
 - 22 Pages in the specification including:
 - 11 pages of Description; 10 pages of Claims; 1 page of Abstract;
 - 4 Sheets of drawings X informal formal;
 - X Declaration and Power of Attorney (Unsigned);
 - Assignment and Recordation Cover Sheet (PTO-1595);
 - Information Disclosure Statement; PTO-1449 Form;
 - X Applicant claims small entity status (37 CFR 1.27(b));
 - X Return Receipt Postcard.
- Publication: APPLICANT HEREBY REQUESTS THAT THE APPLICATION IS NOT PUBLISHED UNDER 35 USC 122(b), and certifies that the invention disclosed in the application has not been and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at 18 months after filing.

3. Filing Fee Calculation

Description	Fee Code	Claims	Extra	Rate	Fee
Basic Fee	2001				\$385
Independent Claims	2201	7 - 3 =	4 x	\$43=	\$172
Total Claims	2202	69 - 20=	49 x	\$ 9=	\$441

Filing Fee \$998

TOTAL FEES.....\$998

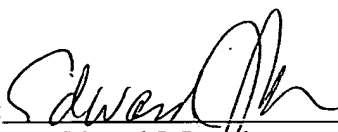
4. Payment of Fees.

 Enclosed is a check in the amount of \$.

 X The Commissioner is hereby authorized to charge any fees and to credit any overpayment which may be required with this communication under 37 CFR §§1.16 and 1.17, to Deposit Account No. 04-1679, referencing Docket No. R0395-00900. A duplicate copy of this document is enclosed.

5. Assignee: CardioKinetix, Inc.

DUANE MORRIS LLP
 One Market, Spear Tower, 20th Fl.
 San Francisco, CA 94105
 Telephone: (415) 371-2200
 Facsimile: (415) 371-2201
 Direct Dial: (415) 371-2267

By: 
 Edward J. Lynch
 Registration No. 24,422